

FILED  
ELECTRONICALLY  
2/14/07

1	STUTMAN, TREISTER & GLATT, P.C.	SHEA & CARLYON, LTD.
2	FRANK A. MEROLA	JAMES PATRICK SHEA
3	(CA State Bar No. 136934)	(Nevada State Bar No. 000405)
4	EVE H. KARASIK	CANDACE C. CARLYON
5	(CA State Bar No. 155356)	(Nevada State Bar No. 002666)
6	CHRISTINE M. PAJAK	SHLOMO S. SHERMAN
7	(CA State Bar No. 217173)	(Nevada State Bar No. 009688)
8	1901 Avenue of the Stars, 12 <sup>th</sup> Floor	228 South Fourth Street, First Floor
9	Los Angeles, CA 90067	Las Vegas, Nevada 89101
10	Telephone: (310) 228-5600	Telephone: (702) 471-7432
11	E-mail: <a href="mailto:fmerola@stutman.com">fmerola@stutman.com</a>	E-mail: <a href="mailto:jshea@sheacarlyon.com">jshea@sheacarlyon.com</a>
12	<a href="mailto:ekarasik@stutman.com">ekarasik@stutman.com</a>	<a href="mailto:ccarlyon@sheacarlyon.com">ccarlyon@sheacarlyon.com</a>
13	<a href="mailto:cpajak@stutman.com">cpajak@stutman.com</a>	<a href="mailto:ssherman@sheacarlyon.com">ssherman@sheacarlyon.com</a>

8      *Counsel for the Official Committee of Equity Security Holders of*  
 9      *USA Capital First Trust Deed Fund, LLC*

10      **UNITED STATES BANKRUPTCY COURT**  
 11      **DISTRICT OF NEVADA**

12	In re: USA COMMERCIAL MORTGAGE COMPANY Debtor	) BK-S-06-10725-LBR )
13	In re: USA CAPITAL REALTY ADVISORS, LLC, Debtor	) BK-S-06-10726-LBR )
14	In re: USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC, Debtor	) BK-S-06-10727-LBR )
15	In re: USA CAPITAL FIRST TRUST DEED FUND, LLC, Debtor.	) BK-S-06-10728-LBR )
16	In re: USA SECURITIES, LLC, Debtor.	) BK-S-06-10729-LBR )
17	Affects <input type="checkbox"/> All Debtors <input type="checkbox"/> USA Commercial Mortgage Co. <input type="checkbox"/> USA Securities, LLC <input type="checkbox"/> USA Capital Realty Advisors, LLC <input type="checkbox"/> USA Capital Diversified Trust Deed <input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC	) ) ) ) ) )
18		) DATE: February 15, 2007
19		) TIME: 9:30 a.m.

20      **NOTICE OF ENTRY OF ORDER RE STIPULATION RE MOTION BY THE**  
 21      **OFFICIAL COMMITTEE OF EQUITY SECURITY HOLDERS OF USA CAPITAL**  
 22      **FIRST TRUST DEED FUND LLC TO ESTIMATE AN ADEQUATE RESERVE FOR**  
 23      **UNLIQUIDATED AND DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER**  
 24      **DISTRIBUTIONS TO FTDF MEMBERS (HALSETH)**

25      PLEASE TAKE NOTICE that an Order re Stipulation re Motion by the Official

26  
27  
28

1 Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC to  
2 Estimate an Adequate Reserve for Unliquidated and Disputed Claims in Order to Permit  
3 Further Distributions to FTDF Members (Halseth) was entered on the 14<sup>th</sup> da of February,  
4 2007, a true and correct copy of which is attached hereto.  
5

6 DATED this 14<sup>th</sup> day of February, 2007.

7 SHEA & CARLYON, LTD.  
8   
9 JAMES PATRICK SHEA  
10 CANDACE C. CARLYON  
11 SHLOMO S. SHERMAN  
12 233 South Fourth Street, Second Floor  
13 Las Vegas, Nevada 89101  
14 and  
15 STUTMAN, TREISTER & GLATT, P.C.  
16 FRANK A. MEROLA  
17 EVE H. KARASIK  
18 CHRISTINE M. PAJAK  
19 1901 Avenue of the Stars, 12<sup>th</sup> Floor  
20 Los Angeles, CA 90067  
21  
22  
23  
24  
25  
26  
27  
28



Entered on Docket  
February 14, 2007

Hon. Linda B. Riegle  
United States Bankruptcy Judge

5	STUTMAN, TREISTER & GLATT, P.C.	SHEA & CARLYON, LTD.
6	FRANK A. MEROLA	JAMES PATRICK SHEA
	(CA State Bar No. 136934)	(Nevada State Bar No. 000405)
7	EVE H. KARASIK	CANDACE C. CARLYON
	(CA State Bar No. 155356)	(Nevada State Bar No. 002666)
8	CHRISTINE M. PAJAK	SHLOMO S. SHERMAN
	(CA State Bar No. 217173)	(Nevada State Bar No. 009688)
9	1901 Avenue of the Stars, 12 <sup>th</sup> Floor	228 South Fourth Street, First Floor
	Los Angeles, CA 90067	Las Vegas, Nevada 89101
10	Telephone: (310) 228-5600	Telephone: (702) 471-7432
11	E-mail: <a href="mailto:fmerola@stutman.com">fmerola@stutman.com</a>	<a href="mailto:jshea@sheacarlyon.com">jshea@sheacarlyon.com</a>
	<a href="mailto:ekarasik@stutman.com">ekarasik@stutman.com</a>	<a href="mailto:ccarlyon@sheacarlyon.com">ccarlyon@sheacarlyon.com</a>
12	<a href="mailto:cpajak@stutman.com">cpajak@stutman.com</a>	<a href="mailto:ssherman@sheacarlyon.com">ssherman@sheacarlyon.com</a>

*Counsel for the Official Committee of Equity Security Holders of  
USA Capital First Trust Deed Fund, LLC*

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

15	In re:	) BK-S-06-10725-LBR
16	USA COMMERCIAL MORTGAGE COMPANY	) Chapter 11
	Debtor	)
17	In re:	) BK-S-06-10726-LBR
18	USA CAPITAL REALTY ADVISORS, LLC,	) Chapter 11
	Debtor	)
19	In re:	) BK-S-06-10727-LBR
20	USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	) Chapter 11
	Debtor	)
21	In re:	) BK-S-06-10728-LBR
22	USA CAPITAL FIRST TRUST DEED FUND, LLC,	) Chapter 11
	Debtor.	)
23	In re:	) BK-S-06-10729-LBR
24	USA SECURITIES, LLC,	) Chapter 11
	Debtor.	)
25	Affects	)
26	<input type="checkbox"/> All Debtors	)
27	<input type="checkbox"/> USA Commercial Mortgage Co.	)
	<input type="checkbox"/> USA Securities, LLC	)
28	<input type="checkbox"/> USA Capital Realty Advisors, LLC	) DATE: February 15, 2007
	<input type="checkbox"/> USA Capital Diversified Trust Deed	) TIME: 9:30 a.m.
	<input checked="" type="checkbox"/> USA First Trust Deed Fund, LLC	)

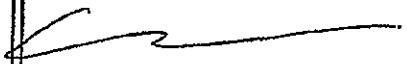
1  
2       **ORDER RE STIPULATION RE MOTION BY THE OFFICIAL COMMITTEE OF**  
3       **EQUITY SECURITY HOLDERS OF USA CAPITAL FIRST TRUST DEED FUND**  
4       **LLC TO ESTIMATE AN ADEQUATE RESERVE FOR UNLIQUIDATED AND**  
5       **DISPUTED CLAIMS IN ORDER TO PERMIT FURTHER DISTRIBUTIONS TO**  
6       **FTDF MEMBERS (HALSETH)**

7  
8       The Court having considered the Stipulation re Motion by the Official Committee of  
9       Equity Security Holders of USA Capital First Trust Deed Fund, LLC to Estimate an Adequate  
10      Reserve for Unliquidated and Disputed Claims in Order to Permit Further Distributions to  
11      FTDF Members (Halseth) (the "Stipulation") and good cause appearing:

12      IT IS HEREBY ORDERED THAT the Stipulation is approved.

13      IT IS FURTHER ORDERED THAT on an interim basis, pending resolution of an  
14      anticipated objection to the Halseth Claim, a reserve in the amount of \$60,000 shall be  
15      established on behalf of the Halseth Claim.

16      SUBMITTED BY:

17  
18        
19      JAMES PATRICK SHEA  
20      CANDACE C. CARLYON  
21      SHLOMO S. SHERMAN  
22      233 South Fourth Street, Second Floor  
23      Las Vegas, Nevada 89101

24      and

25      STUTMAN, TREISTER & GLATT, P.C.  
26      FRANK A. MEROLA  
27      EVE H. KARASIK  
28      CHRISTINE M. PAJAK  
29      1901 Avenue of the Stars, 12<sup>th</sup> Floor  
30      Los Angeles, CA 90067

Feb 13 07 08:14a Daniel R. Halseth  
02/13/2007 10:54 FAX

970-247-8471  
WILMER CUTLER PICKERINGH

p.1  
007/007

1 APPROVED/DISAPPROVED:

2 HALSETH FAMILY TRUST TOTALLY RESTATED 4/21/00

3   
4 By: DANIEL R. HALSETH, TRUSTEE  
5

6 APPROVED/DISAPPROVED:

7 RAY QUINNEY & NEBEKER P.C.

8   
9 Annette W. Jarvis, Utah Bar No. 1649  
10 36 South State Street, Suite 1400  
P.O. Box 45385  
11 Salt Lake City, Utah 84145-0385

12 and

13 SCHWARTZER & MCPHERSON LAW FIRM  
14 Lenard E. Schwartzer  
Jeanette E. McPherson  
15 2850 South Jones Boulevard, Suite 1  
Las Vegas, Nevada 89146-5308  
16 Counsel for the Debtor  
17

18 REVIEWED:

19 OFFICE OF U.S. TRUSTEE

20 ~~AUGUST B. LANDIS, ESQ.  
300 Las Vegas Blvd. S., #4300  
Las Vegas, NV 89101~~

1 APPROVED/DISAPPROVED:

2 HALSETH FAMILY TRUST TOTALLY RESTATED 4/21/00

3 *Daniel A. Halseth*  
4 By: DANIEL A. HALSETH, TRUSTEE

5 APPROVED/O/S APPROVED:

6 RAY QUINNEY & NEBEGER P.C.

7 ~~Autonee W. Jarvis, Utah Bar No. 1649  
8 36 South State Street, Suite 1400  
9 P.O. Box #5385  
10 Salt Lake City, Utah 84145-0585~~

11 ~~and~~

12 ~~SCHWARTZER & MCPLHESON LAW FIRM~~

13 ~~Leonard E. Schwartzer  
14 Jeannette E. McPherson  
15 2850 South Jones Boulevard, Suite 1  
16 Las Vegas, Nevada 89146-5308  
17 Counsel for the Debtor~~

18 REVIEWED:

19 OFFICE OF TRUSTEE

20 *Marilyn AUST*  
21 ~~MARYLYN LANDIS, ESQ.  
22 300 Las Vegas Blvd. S., #4300  
23 Las Vegas, NV 89101~~